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Attorneys for Defendants Zoomlion Heavy  
Science & Technology Co., Ltd., Zoomlion  
Anhui Industrial Vehicle Co., Ltd., Chery  
Industry Equipment (North America) Inc.,  
APS Industry Equipment (USA) Inc., Chery  
Industry Equipment (New York) Inc. and  
Zoomlion Capital (U.S.A.) Corp.

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE CENTRAL DISTRICT OF CALIFORNIA**

CLARK MATERIAL HANDLING  
COMPANY, etc.,

Plaintiff,

vs.

ZOOMLION HEAVY INDUSTRY  
SCIENCE & TECHNOLOGY CO.,  
LTD., etc., et al.

Defendants.

Case No. 2:18-cv-05853-CBM-E

**STIPULATION TO CONTINUE  
HEARING AND BRIEFING  
SCHEDULE ON PLAINTIFF'S  
MOTION FOR PRELIMINARY  
INJUNCTION**

**Current Dates:**

Hearing Date: 08/28/2018

Opposition Date: 08/07/2018

Reply Date: 08/14/2018

**Proposed New Dates:**

Hearing Date: 09/25/2018

Opposition Date: 09/04/2018

Reply Date: 09/11/2018

WHEREAS, Plaintiff Clark Material Handling Company ("Plaintiff"), has

1 asserted various claims against Defendants Zoomlion Heavy Science & Technology  
2 Co., Ltd., Zoomlion Anhui Industrial Vehicle Co., Ltd., Chery Industry Equipment  
3 (North America) Inc., APS Industry Equipment (USA) Inc., Chery Industry Equipment  
4 (New York) Inc. and Zoomlion Capital (U.S.A.) Corp. (collectively, “Defendants”), in  
5 the complaint (the “Complaint”) filed in this action (the “Action”);

6 WHEREAS, Plaintiff has also filed a motion for preliminary injunction (the  
7 “Motion”) against Defendants and others;

8 WHEREAS, Defendants only managed to retain counsel within the past week;  
9 and

10 WHEREAS, Defendants have requested that Plaintiff agree to continue the  
11 hearing on the Motion for a period of at least four weeks so as to afford them an  
12 adequate opportunity to properly oppose the Motion;

13 NOW, THEREFORE, Plaintiff and Defendants stipulate and agree that:

- 14 1. The hearing on the Motion currently scheduled for August 28, 2018 shall be  
15 continued to September 25, 2018 or such other date as imay be convenient to  
16 the Court’s calendar; and

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2. Pursuant to Local Rule 7-11, the Defendants' opposition to the Motion shall be due by September 4, 2018 and the Plaintiff's reply brief shall be due by September 11, 2018.

Dated: August 7, 2018

LEECH TISHMAN FUSCALDO & LAMPL

By: /s/Douglas H. Morseburg

Douglas H. Morseburg

Attorneys for Defendants Defendants Zoomlion  
Heavy Science & Technology Co., Ltd.,  
Zoomlion Anhui Industrial Vehicle Co., Ltd.,  
Chery Industry Equipment (North America)  
Inc., APS Industry Equipment (USA) Inc.,  
Chery Industry Equipment (New York) Inc.  
and Zoomlion Capital (U.S.A.) Corp.

Dated: August 7, 2018

MIDDLETON REUTLINGER

By: /s/Amy Berge\*

Dennis D. Murrell

Amy Berge

Attorney for Plaintiff Clark Material Handling  
Company

\* Pursuant to Local Rule 5-4.3.4, the filer attests that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized this filing.